5505

Department of the Treasury Internal Revenue Service

Statement in Support of Deduction for Payments Made on Behalf of Self-Employed Individuals to Defined Benefit and Defined Contribution Plans

► Attach to Form 5500, 5500–C or 5500–K and file only with Internal Revenue Service.

1975

This Form is NOT Open to Public Inspection

Name of employer	Employer Ider	Employer Identification number		
Name of plan administrator	Administrator'	Administrator's identification number		
Computation of Allowable Deduction for Employer Contributions Made (If more than one plan is involved, combine amounts for all plans a				
 Employer contributions made to the plan for sole proprietor or partners (a) Enter dates paid ▶	ess of \$50,000 for a f amount on line 4 or ructions.)			
7 Did the annual addition with respect to any one participant exceed the lesser of such participant's compensation?	\$25,000 or 25% of		Yes No	
8 Plan information: (a) Name of plan	(b) Plan number	(c) Type of Plan (Check applicable column) (i) Defined (ii) Defined Benefit Contribution		
<u>A</u>				
В				
C				
9 Complete only if you are not required to file Form 5501: Total number of employees including self-employed				

General Instructions

(Section References are to the Internal Revenue Code)

A. Who Must File.—Every sole proprietor or partnership who has contributed to one or more Keogh plans must file Form 5505 as an attachment to either Form 5500, 5500–C or 5500–K whichever is applicable.

A self-employed individual is an individual or partner who has earned income, as described in instruction C, from an unincorporated trade, business or profession.

B. Amount of Allowable Deduction.— The overall limitation as shown on line 5 applies to the aggregate net contributions made on your behalf to all plans.

Contributions Made After Close of Your Taxable Year.—You may claim a deduction for contributions made after the close of your taxable year and by the due date of your tax return (including extensions) for such taxable year.

Contributions Allocable to Insurance Protection.—For purposes of determining the amount deductible with respect to contributions on behalf of a self-employed individual, amounts allocable to the purchase of life, accident, health, or other insurance protection shall not be taken into account. The amount of a contribution allocable to insurance shall be an amount equal to a reasonable net premium cost for such amount of insurance for the appropriate period. After deducting the amount allocable to insurance protection on line 2, report on line 3 only the net contribution.

C. Earned Income.—Earned income means net earnings from self-employment with respect to a trade or business in which personal services are actually rendered. Generally, a self-employed person may treat his entire share of the net profits of the trade or business as "earned income" even though both personal services and capital are material income producing factors.

Income from Disposition of Certain Property.—For retirement plan purposes, earned income includes gains (other than gain from the sale or exchange of a capital

asset) and net earnings derived from the sale or other disposition of, the transfer of interest in, or the licensing of the use of property (other than good will) by an individual whose personal efforts created the property.

The net earnings from self-employment are the same as those shown on Schedule SE (Form 1040) for self-employed individuals or those shown on Schedule K, Form 1065 for each partner of a partnership.

For a more detailed explanation of earned income see section 401(c) and the regulations thereunder.

Specific Instructions

5. If the earned income of one or more partners is less than \$5,000, compute an amount for each partner and enter the total on line 5. For partners with earned income of \$5,000 or more, the amount to be included on line 5 is 15% of such earned income. For a partner with less than \$5,000 earned income, the amount to be included on line 5 is the lesser of \$750 or the amount of earned income.